

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition – Nizamabad District – Nandipet (Mandal) – Nadkuda (Village) – O.P.No.547/82 – Sanction of **Rs.5,82,488/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 769

DATE:08.10.2009

Read:

From the Secy.to Spl.CS to Govt & CCLA, AP, Hyd.Lr.No.SRP2/1259/2000, DT:04.09.2000 along with the proposal of the Spl.Collector, LA, SRSP, Hyd.

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O R D E R:

The Secretary to the Chief Commissioner of Land Administration, Hyderabad has submitted the proposals for sanction of decretal charges in respect of O.P.No.547/82 pertaining to Nadkuda (V) Nandipet (M) of Nizamabad District. The brief history of the case is that the then Land Acquisition Officer, LA Unit, Pochampad had acquired the lands in the limits of Nadkuda (V) vide Award No.8/76/77 and (4) Notification dt:08.01.70. Aggrieved by the award passed by the LAO, Pochampad, the awardees have filed petition U/s.18 of the L.A.Act with a request to refer the case to the Addl.District Judge, Nizamabad. The Addl.District Judge, Nizamabad had delivered judgment in O.P.No.547/82 on 24.04.87 duly enhancing the market value awarded by the LAO for the lands acquired due to submergence under SRSP. Further, the claimants have filed Appeal vide A.S.No.595/89 against O.P.No.547/82, dt:24.04.87. The Hon'ble High Court has allowed the Appeal in part and the Award passed by Lower Court @Rs.2,000/- for dry and @Rs.4,500/- for WSC, lands and enhanced the market value @Rs.24,000/- per acre for dry lands and wet lands in other aspects, the Award of the Lower Court confirmed.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.5,82,488/- (Rupees Five lakhs eighty two thousand four hundred and eighty eight only)** towards decretal charges in O.P.No.547/82 pertaining to Nadkuda (V) Nandipet (M) of Nizamabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The Special Collector, SRSP, Hyderabad is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.547/82 under SRSP for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to the following Head of Account "2701- Capital Out Lay – M & MI – 01 – Major Irrigation – Commercial – MH.116 - Sriramasagar Project Stage-I – GH.11 – Normal State Plan – SH (26) Dams & Appurtenant works – 530/532 lands (Charged)". In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.3722/F4(2)/2009-1, dated 23.09.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS  
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, SRSP, Tarnaka, Hyderabad.

The SDC, LA-cum-Loc, Unit, SRSP, Pochampad.

The Administrative-cum-Chief Engineer, Hyderabad.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.3434/LA-III(A1/2005

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER